

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: December 15, 2008

Name: John C. Freeman, Esq.

Signature: 

Our Case No. 10022/54

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application:

Shawn S. Cornelius et al.

Serial No.: 09/945,188

Filed: August 31, 2001

For: REMOTELY MANAGING A  
DATA PROCESSING SYSTEM  
VIA A COMMUNICATIONS  
NETWORK

)  
)  
) Examiner: Nguyen, Thuong

)  
) Art Unit: 2155

)  
) Confirmation No.: 3206

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Dear Sir:

On December 9, 2008, a Notification of Non-Compliant Appeal Brief ("the Notification") was mailed. The Notification asserted that Appellants' Appeal Brief filed on October 14, 2008 failed to provide a concise explanation of the subject matter defined in each of the independent claims involved in the Appeal by referring to the specification and to the drawings by reference characters. Appellants traverse the Notification. Pages 12-19 of Appellants' Appeal Brief filed on October 14, 2008 contained the concise

Appl. 09/945,188 / Response to Notification dated December 15, 2008

explanation of the subject matter of independent claims 4, 17, 22 and 29 as required under 37 C.F.R. § 41.37(c)(1)(v). Since Appellants' Appeal Brief meets the requirements of 37 C.F.R. § 41.37(c)(1)(v), the Notification has no merit. Accordingly, Appellants await the Examiner's Answer to Appellants' Appeal Brief.

Respectfully submitted,

  
\_\_\_\_\_  
John C. Freeman  
Registration No. 34,483  
Attorney for Appellants

BRINKS HOFER  
GILSON & LIONE  
P.O. Box 10395  
Chicago, Illinois 60610  
(312) 321-4200

Dated: December 15, 2008